



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Jorge A. Morando
FOR : ALLOY COMPOSITION SUITABLE
FOR MOLTEN MAGNESIUM
ENVIRONMENTS
SERIAL NO. : 09/535,550
FILED : March 27, 2000
EXAMINER : S. Ip
ART UNIT : 1742
LAST OFFICE ACTION : September 26, 2001
ATTORNEY DOCKET NO. : JAM 2 0003

Cleveland, Ohio 44114-2518
January 30, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION (37 CFR 1.321(b))

Identification Of Person(s) Making This Disclaimer

Name(s) of disclaimant(s) Charles W. Chandler

Having an office at 33150 Schoolcraft Road
Livonia, MI 48150

represent that I am

- ☐ an inventor of this invention
☐ an assignee of this invention
☒ a representative authorized to sign on behalf of the assignee identified below.

Identity of Assignee and
Title of Disclaimant (if applicable)

Name of Assignee Alphatech Inc.

Address of Assignee 220 West Jefferson Avenue
Trenton, MI 48183

Title of disclaimant Registered Attorney of Record

COPY OF PAPERS
ORIGINALLY FILED

RECEIVED
APR 15 2002
TC 1700

04/09/2002 SHINASS1 00000017 09535550

01 FC:248

55.00 OP

X the assignment was filed on June 28, 2000 and is recorded at Reel 010938/Frame 0228.

— authorization for recordal of the assignment is separately attached.

Extent of Interest

The extent of my (our) interest is in

X the whole of the invention

— a sectional interest in this invention as follows (here state the exact interest of the disclaimant(s):

I state that the relevant evidentiary documents have been reviewed, and certify that to the best of my knowledge and belief, title is in the assignee taking this action.

Disclaimer

I hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

X United States Patent No. 6,004,507

— Any patent granted on application number _____

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

X United States Patent No. 6,004,507

— Any patent granted on application number _____

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

X United States Patent No. 6,004,507

— Any patent granted on application number _____

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer except for the separation of legal title stated above.

Fee Status

(37 CFR 1.20(d) and 37 CFR 1.321)

☐ other than a small entity - fee \$ 110.00

☒ small entity - fee \$ 55.00

☐ verified statement attached

☒ verified statement filed on _____

Fee Payment

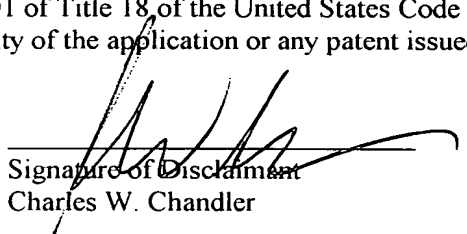
☒ Attached is a check in the amount of \$55.00

☒ Charge Deposit Account No. 06-0308 for any fee deficiency required by this paper.

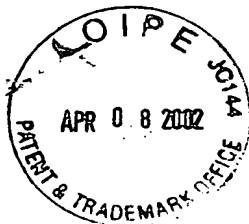
☐ Charge Deposit Account No. 06-0308 in the sum of \$ ____.

A duplicate copy of this disclaimer is attached.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Signature of Disclaimant
Charles W. Chandler



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In Re Application of:

J. Morando

For:

ALLOY COMPOSITION SUITABLE FOR
MOLTEN MAGNESIUM ENVIRONMENTS

Serial No.:

09/535,550

Filed:

March 27, 2000

Examiner:

Ip, S.

Art Unit:

1742

Last Office Action:

September 26, 2001

Attorney Docket No.:

JAM 2 0003

Assistant Commissioner for Patents
Washington, DC 20231

SUPPLEMENTAL RESPONSE

COPY OF PAPERS
ORIGINALLY FILED

RECEIVED
APR 15 2002
TC 1700

Dear Sir:

A Terminal Disclaimer is enclosed in response to the Non-Final Official Action dated September 26, 2001. The Amendment filed on January 28, 2002 stated "A terminal disclaimer pursuant to 37 C.F.R. § 1.321(c) to overcome the double patenting rejection will follow shortly."

If any fee is due in conjunction with the filing of this Terminal Disclaimer, Applicants authorize deduction of that fee from Deposit Account No. 06-0308.

Respectfully Submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

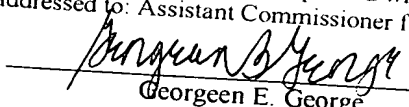

Scott A. McCollister

Reg. No. 33,961

1100 Superior Avenue, Seventh Floor
Cleveland, Ohio 44114-2518
(216) 861-5582

CERTIFICATE OF MAILING

I hereby certify that this SUPPLEMENTAL RESPONSE is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on March 5, 2002.


Georgeen E. George

C:\DATA\2002\MR02-JAM20003.SUP